IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO. 1812 OF 2006.

Hari Nair. ... Petitioner.

Versus.

The State of Maharahstra & anr. ... Respondents.

Shri Mathew Nedumpara with Shri Ravi Rattesar for the Petitioner.

Shri S.V.More, A.P.P. for the Respondent No.1.

CORAM : ABHAY S.OKA, J.

DATED : 12th October, 2006.

P.C.:

1. The learned Counsel appearing for the Petitioner does not press the petition on the ground that the Petitioner wants to prefer a Revision Application against the order issuing process before the appropriate Sessions court. He submits that the Revision Application will be filed within a period of six weeks from today and till that time, limited protection may be granted to the Applicant as the Applicant is a permanent resident of Cochin.

2. Hence the following order is passed:

i) Writ petition is dismissed as not pressed. However, it will be open for the Petitioner to file a Revision Application before the appropriate Sessions Court for challenging the order issuing process.

ii) For a period of six weeks from today, the learned trial Judge will grant exemption to the Petitioner. This limited relief is being granted to enable the Petitioner to avail of the remedy of filing Revision Application.

Judge.